

**UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF WISCONSIN**

APPLE INC.	)	
	)	
Plaintiffs and Counterclaim	)	
Defendants,	)	Case No. 1:11-cv-178 (BBC)
	)	
	)	
v.	)	
	)	
MOTOROLA MOBILITY, INC.	)	
	)	
Defendants and Counterclaim	)	
Plaintiffs.	)	

**MOTOROLA MOBILITY LLC'S MOTION *IN LIMINE*  
TO DETERMINE THE TERMS OF ETSI AND IEEE POLICIES**

Motorola Mobility, LLC hereby move this Court, for entry of an order determining as a matter of law and contract interpretation that the written policies of standards bodies the European Telecommunications Standards Institute (“ETSI”), and the Institute of Electrical and Electronics Engineers (“IEEE”), at issue in this action, do not prohibit essential patent owners from seeking judicial relief, including injunctions, for infringement of patents declared essential to ETSI and IEEE standards. As such, Apple should be precluded from offering evidence or argument at trial that Motorola breached any term of these contracts by filing a lawsuit seeking damages and injunctions in district court, or an exclusion order from the International Trade Commission, and cannot prevail on those claims.

Motorola’s Motion is based upon this Motion, Motorola’s Brief in Support of its Motion, and all cited record references therein.

Dated: September 28, 2012

Respectfully Submitted,

MOTOROLA MOBILITY, LLC.

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